

**MINUTES OF THE REGULAR MEETING
MASSILLON CITY COUNCIL
HELD MONDAY, JULY 15, 2019**

COUNCIL PRESIDENT ISTNICK – Welcome to the Massillon City Council Meeting for Monday, July 15, 2019. We have in attendance with us the following city officials: Mayor, Kathy Catazaro-Perry, Safety Service Director, Barb Sylvester, Law Director, Andrea Scassa, Community Development Director, Samantha Walters, Economic Development Director, David Maley, Police Captain, Paul Covert and Income Tax/Budget Director, Lori Boron. New employees that I'd like to introduce, Jodi Destefanis, Civil Service Director, Flek Store, Code Enforcement Officer, Trevor Griffith, Code Enforcement Officer and I'd like to introduce Jason Harris who is going to be replacing Milan Chovan. On the wall to the left are agendas if you wish to follow the meeting. Also, if you look at the agenda, under item #5 is where the public can speak on any item that appears on tonight's agenda and then under item #17 is where the public can speak on any item that does NOT appear on tonight's agenda. I want remind anyone with cell phones, please turn them down or set them to vibrate.

COUNCIL PRESIDENT ISTNICK – Roll call.

1. ROLL CALL

Roll call for the evening found the following Council Members present: Jill Creamer, Sarita Cunningham, Mike Gregg, Jason Harris, Dave Irwin, Ed Lewis, Linda Litman, Paul Manson and Megan Starrett.

Roll call of 9 present

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. All present and accounted for.

2. INVOCATION

COUNCILWOMAN STARRETT

3. PLEDGE OF ALLEGIANCE

LED BY COUNCILWOMAN STARRETT

4. READING OF THE JOURNAL

COUNCIL PRESIDENT ISTNICK – Madam Clerk, are the minutes of the previous meeting transcribed and open for public viewing?

COUNCIL CLERK ROLLAND – They are transcribed, but they are not posted to the website as our website was down today.

COUNCIL PRESIDENT ISTNICK – Thank you. Before we get into remarks of delegations of citizens of a matter on the agenda, I'd like to have Alex Zumbar and Joe Wallace from the County Treasurer's Office come forward up here and they'd like to make a brief presentation.

ALEX ZUMBAR – Thank you, Madam President, Members of Council and Members of the Administration. I am the Stark County Treasurer and I'd like to talk to you tonight about the "Fix-It Fund Program". My office address is 110 Central Plaza S., Suite 250, Canton, OH 44702. You have in front of you a brochure that was placed by Deputy Treasurer Jim Wallace who will be running the "Fix-It Fund Program". This is a program that has been approved by the Stark County Commissioners and we are in its inaugural year. It began on April 1st and runs through July 31st for the next four successive years including this year as well. The "Fix-It Fund Program" is designed to allow homeowners with a valuation of \$250,000 or less, according to the Stark County Auditor's valuation, building value only. And as long as you're current on your real estate taxes, you can apply for this particular program and if, based upon your credit score and your credit worthiness, to qualify for up to 2% off the going rate of a loan to address projects that perhaps you have put off for several years and are now able to perhaps to pursue those projects. Those projects could be interior projects such as a bathroom remodel, kitchen remodel, new furnaces, water tanks. Exterior projects such as water lines, gas lines, replacing the septic line, doing a patio, roof, siding, windows. The loans start at a minimum of \$5,000 and go up to a maximum of \$50,000. So, you may have to bundle several of the projects together to get to that minimum \$5,000 level. You can only go up to \$50,000 maximum, again, based upon your credit score. Once you get through those first two qualifiers from our office, that is, you must be current on your real estate taxes and your billing value is \$250,000 or less, again, building value only, not land. If you meet those two qualifiers you then move on in the application process with one of the three participating banks. The three participating banks are Westfield Bank, Farmers National and First Commonwealth. They are located inside the brochure and you'll see them in the lower right hand. The application and this brochure are available on the Stark County Treasurer's website and we asking that you folks link that to your website to direct folks to this information. Although the program is coming to a close in the window here of July 31st, we certainly encourage folks to review this and perhaps you'll consider apply for it next year. This, again, is in its inaugural year in Stark County this year, but it has been based on a program out of Medina County and that County Treasurer has had his in place now for almost thirteen years. He's loaned out almost \$18 million dollars. So, he's done very well. It's a very good program. It's designed to improve the community and also, ultimately, improve Stark County. It is linked with our deposit programs that we have with these banks. So, in essence, the money is safe with the banks. I have to deposit funds with them anyways. In this case, I will not earn as much interest as I possibly could. However, that money is being reinvested in Stark County and more than likely, it will be local contractors that are getting the business work as well as, of course, a local bank. You do not have to be a member of these participating banks; any one of those three banks. You don't have to have an account with them. It's, again, all based upon your credit worthiness. You don't have an income level either. So, there's no income level testing. Again, it's all based upon your credit worthiness once you get through those first two hurdles. Deputy Treasurer Wallace's phone number is (330) 451-7822. It is on the back side of this brochure as well as our contact information. Again, the information that is in this brochure as well as the application is available on our website and you can download it. Just as I said, there are qualifying projects, there are several disqualifying projects. So, Mr. Lewis, you cannot put in that hot tub or that swimming pool that I know you wanted to do. With that being said, are there any questions? Yes ma'am.

COUNCILWOMAN STARRETT – You said that this window is closing this year. When does it start back up next year, January 1st or when?

ALEX ZUMBAR – April 1st to July 31st, each year.

COUNCILWOMAN STARRETT – Thank you.

ALEX ZUMBAR – To date, there have been over 168 applications, \$330,000 potentially being loaned out. Yes ma'am.

COUNCILWOMAN LITMAN – You show a rate or a 2% below the current interest rate. What about the term?

ALEX ZUMBAR – The term is between you and the bank. Generally, I believe it is 5-years.

COUNCILWOMAN LITMAN – Okay. So, generally 5 years. Will it extend further or no for larger projects?

ALEX ZUMBAR – Well, it's again, between you and the bank. But what I'm seeing is that it's probably a 5-year loan because that currently is what our stand-up time is. We're going to have to go back to the commissioners. Provide them with all the end results each year and hopefully this project is very successful and we'll continue this on into the future as Medina County has done. It's a very successful program and a lot of folks have taken advantage of it here in Stark County and we certainly encourage people to at least take a look at it. There's no harm for you attempting to apply and qualify. The money is all safe. It's basically the bank's money; it's not our money that's being given to the folks. They have to pay it back and ultimately; the property is going to increase in value and ultimately the Auditor's going to pick that value up and that's how we get repaid in the long run. Yes ma'am.

COUNCILWOMAN LITMAN – Is this for single family homes only?

ALEX ZUMBAR – No.

COUNCILWOMAN LITMAN – Multi-family as well, apartment buildings?

ALEX ZUMBAR – Yes ma'am. You can talk with the bank. It's inside the brochure, but it's with multi-family, single family dwellings.

COUNCILWOMAN LITMAN – I'm sorry, I didn't have a chance to read that.

ALEX ZUMBAR – That's okay. These are great questions, you're right along with it.

COUNCILWOMAN LITMAN – I've got one more.

ALEX ZUMBAR – Keep going, I'll answer them all.

COUNCILWOMAN LITMAN – In the brochure, I did read, the program is available to almost all homeowners.

ALEX ZUMBAR – Yes.

COUNCILWOMAN LITMAN – Give me an example of where it is not available.

ALEX ZUMBAR – Remember the qualifiers. You must be \$250,000 of value or less, in building value only and also current on your real estate taxes. You can imagine that there are some folks that are not current on their real estate taxes. So, they would not qualify. 98% or 97.9% of the single-family homes in Stark County would qualify based on valuation alone; not real estate taxes paid. Yes sir, in the back.

CITIZEN IN AUDIENCE – Are there inspections to make sure the money's used for purpose loaned for?

ALEX ZUMBAR – There are requirements, number one, that you will have to meet with the bank as well as the Stark County Treasurer's office and your local building inspectors and any enforcement action that would be required by the local authority. If you are not under a local authority and you go through the county, it would be the county building department. That's a question that's asked quite often in our townships. You guys are our 35th visit. So, we have been out pounding the ground and talking to villages, townships, municipalities. We tried to get here early, but unfortunately; we could not make it for you. But the program is going to running for the next, at least, foreseeable four years which is still ample time for folks to take advantage of the program; think of the projects they'd like to do and possibly see if they can qualify and then talk to one of the participating banks. Go ahead, sir.

COUNCILMAN MANSON – Is there any limit on the size of the pool of the money that's going to be loaned?

ALEX ZUMBAR – Yes. The amount of money that I have set aside is \$5 million dollars at this point and time. Depending on the program itself, we'll have to go back to the County Commissioners and tell them "Hey, it's been such a great success, they've used up the available funds". We have to see if we can't put some more in; they'll let us know. Again, our money will ultimately be determined after each window is completed of each year. That's why we have a cut-off so I'll know how much I have to put with the bank. Go ahead, ma'am.

COUNCILWOMAN LITMAN – The application needs to be received before July 31st? Sometimes banks take several weeks to approve a loan.

ALEX ZUMBAR – Yes. We recognize that, so, we have our own internal cut-off of July 31st. We know that which ever bank that you're working with may have some additional weeks to process that information and we built that in to our planning as well. We would prefer that we get the application back by July 31st to our office. Keep in mind, folks, throughout the next coming months we're going to plan on what projects they may want do. They also have to arrange to get an estimate by a contractor. So, given that short time frame, it might not be this year that they're going to apply for that, but they'll plan for it and hopefully, see if they can't qualify in the interim, get their ducks in a row and get those applications in to us starting April 1st of next year. Unless they've got their stuff already planned. If they're on the ball, they'll have us going. We've had this advertised in the media multiple times and the newspapers as well as on the radio. Yes, sir.

COUNCILMAN MANSON – You start approving them right away in April and as they come in or...?

ALEX ZUMBAR – April 1st when they start, generally what we've seen is, it doesn't take Jim long to go through the first two qualifiers. It's then passing them along to the bank. We've had 168 applications. I know to date, at least there are 16 that we know have definitely been

approved. Any other questions? If not, thank you all for your time. Please do us a favor and link us on your website to get the word out to the residents. This available program, it's not going to cost them anything. If, at the least, it's probably going to save them something if they qualify. So, we certainly encourage folks to take a look at it. It's in their best interest. Thank you all very much.

COUNCIL PRESIDENT ISTNICK – Thank you, Mr. Zumbar.

ALEX ZUMBAR – Yes ma'am.

5. **REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS ON THE AGENDA**
6. **INTRODUCTION OF ORDINANCES AND RESOLUTIONS**

ORDINANCE NO. 94 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE directing the Director of Public Safety and Service of the City of Massillon, Ohio, to enter into a contract agreement with various programs through the Community Development Block Grant Programs for the FY 2019/2020, which the City has provided through the CDBG Program Funding, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Yes, thank you, Madam President. We've been through CDBG money several times this year. All we're doing is getting it to the groups that we approve for it. So, unless there's some questions, I intend to move this forward tonight. Seeing nothing, I make a motion that we waive the rule requiring three separate readings and bring Ord. No. 94 – 2019 forward for passage.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Cunningham. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 94 – 2019 has passed. Ord. No. 95 – 2019.

ORDINANCE NO. 95 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Safety Service Director of the City of Massillon, Ohio, to enter into a Memorandum of Understanding (MOU) with Johnson Controls to do a preliminary assessment for a potential facilities upgrade project of City buildings, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – First reading.

COUNCIL PRESIDENT ISTNICK – Thank you. Ord. No. 95 – 2019 has received first reading. Ord. No. 96 – 2019.

ORDINANCE NO. 96 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for the NIP Program, for the year ending December 31, 2019, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This ordinance is an appropriation of \$121,732.10. It's a reimbursement program through the Land Bank of the County and it is the program that assists us in demolition of homes that are beyond repair in our community. Are there any questions or discussion this evening? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 96 – 2019 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Starrett. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 96 – 2019 has passed. Ord. No. 97 – 2019.

ORDINANCE NO. 97 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1203 Community Development Block Grant (CDBG) Program Fund FY 2019/2020, for the year ending December 31, 2019, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This ordinance coincides with the ordinance that we passed out of Community Development with the CDBG approval. Now this is appropriating those dollars that we have approved. Questions or discussion this evening? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 97 – 2019 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Litman. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 97 – 2019 has passed. Ord. No. 98 – 2019.

ORDINANCE NO. 98 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1100 General Fund for hospital and associated expenses related to Affinity Medical Center, for the year ending December 31, 2019, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This appropriation is for \$394,104.20. It is to cover the estimated cost through the end of 2019 for the hospital; expenses related to it; I should say. With this appropriation, the City would still remain what would be called “in the black”. We’ve had more revenue than we have had cost at this point on that particular property. Are there any questions or discussion this evening? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 98 – 2019 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilman Manson. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 98 – 2019 has passed. Ord. No. 99 – 2019.

ORDINANCE NO. 99 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to accept a donation from Massillon Cable TV (MCTV) in sponsorship of the Neighborhood Community Fair, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – This is exactly as it says. It was a donation for the Community Fair that occurred this past weekend. Are there any questions or discussion? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 99 – 2019 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Starrett. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 99 – 2019 has passed. Resolution No. 2 – 2019.

RESOLUTION NO. 2 – 2019

BY: COMMITTEE OF THE WHOLE

A MEMORIAL RESOLUTION to recognize and honor the outstanding public service and recent passing of Councilman Milan E. Chovan Jr.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Thank you, Madam President. I would like to make a motion that we waive the rule requiring three separate readings and bring Res. No. 2 – 2019 forward for passage.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Litman. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Res. No. 2 – 2019 has passed. Councilman Chovan will be greatly missed. He did a wonderful job on Council.

7. UNFINISHED BUSINESS

COUNCIL PRESIDENT ISTNICK – Before we go any further, they had talked about the Picnic in the Park at Jones Park. Mayor, would you like to come up and give any comments. I was there at the beginning and it looked like it was going to be very lovely.

MAYOR CATAZARO-PERRY – Thank you, Madam President, Members of Council. We spent Saturday for 11:00 am to 4:00 pm with a handful of volunteers. I'd like to thank Councilwoman Creamer. She manned a booth and gave away a car seat. MCTV gave away a television set and they also gave us \$750 to help pay for the train. We had the Lion's train there. We had a free lunch. Aultman Hospital did an amazing job. They sponsored the tent and they also brought fresh fruit; oranges and apples. I would say we had 100+ people that came through the event. Everyone that was an organization that attended said that this was the perfect idea. They loved to come back again. I know Councilman Lewis came and Council President. So, we appreciate you coming, but we did make an impact and we did connect people to resources and our committee will be meeting next week and if you'd like to join us, you're welcome to sit on that committee, any member of Council. We're talking about doing the southwest next and trying to get that done sometime in September.

COUNCIL PRESIDENT ISTNICK – Thank you.

MAYOR CATAZARO-PERRY – Thank you.

8. PETITIONS AND GENERAL COMMUNICATIONS

A Request for a Transfer of a Liquor License from William R. Miller, DBA Hideaway Lounge, 34 Diamond Ct. S.E., Massillon, Ohio 44646, to Holly Ann Graber, DBA Hideaway Lounge, 34 Diamond Ct. S.E., Massillon, Ohio 44646. Permit Class is D5 and is located in Ward 2.

COUNCIL PRESIDENT ISTNICK – Councilman Irwin did you get a copy of this?

COUNCILMAN IRWIN – Yes, I did.

COUNCIL PRESIDENT ISTNICK – Thank you.

9. BILLS, ACCOUNTS AND CLAIMS

The Repository	-	\$ 388.00	Publication of May Ordinances
A Victorian Reflection	-	<u>154.79</u>	Fruit Basket & Floral Arrangement
		\$ 542.79	Total

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – I make a motion that we pay the bills.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Litman. Roll call.

9 yes to pay the bills

COUNCIL PRESIDENT ISTNICK – The Clerk will pay the bills and charge them to their proper accounts.

10. REPORTS FROM CITY OFFICIALS

Treasurer's Report	-	June 2019
Mayor's Report	-	May 2019
Auditor's Report	-	May 2019

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – I make a motion that we receive the Auditor's Report.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Litman. Roll call.

9 yes to accept the Auditor's Report

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. The Auditor's Report has been accepted.

11. REPORTS OF COMMITTEES

COUNCIL PRESIDENT ISTNICK – Our next Work Session will be next Monday, July 29, 2019 at 6:30 p.m. So, we're off next Monday.

12. RESOLUTIONS AND REQUESTS OF COUNCIL MEMBER

COUNCIL PRESIDENT ISTNICK – Councilwoman Litman.

COUNCILWOMAN LITMAN – I just wanted to mention that I had had an opportunity to speak with the ODOT Project Coordinator out on the west side. There was conversation last Work Session regarding that project. He's given me an estimated of an open date for the road Friday, July 19th provided there's no additional weather delays. So, I did want to make that a public record.

COUNCIL PRESIDENT ISTNICK – Thank you.

COUNCILWOMAN LITMAN – You're welcome.

13. CALL OF THE CALENDAR

14. THIRD READING ORDINANCE AND RESOLUTIONS

ORDINANCE NO. 77 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Mayor of the City of Massillon, Ohio, to accept a grant from the First Energy Corporation to be used for the City's Renaissance of Duncan Plaza Project.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Yes. We've discussed this going on six weeks now. This is third reading. I move that we bring it forward for a vote.

COUNCIL PRESIDENT ISTNICK – Roll call.

7 yes; 2 no – Cunningham and Harris voted no

COUNCIL PRESIDENT ISTNICK – Thank you. Ord. No. 77 – 2019 has passed. Ord. No. 90 – 2019.

ORDINANCE NO. 90 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE amending the WAGE SCALE of Section 2(D) OCCUPATION LIST OF CLASS TITLES of Ordinance. No. 127 – 1997, 305 POLICE DEPARTMENT, specifically only the positions of POLICE CHIEF and POLICE CAPTAIN and enacting a new WAGE SCALE of Section 2(D) OCCUPATION LIST OF CLASS TITLES of Ordinance No. 127 – 1997, 305 POLICE DEPARTMENT, specifically only for the positions of POLICE CHIEF and POLICE CAPTAIN in the City of Massillon, Ohio, an declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This ordinance is an adjustment that is needed to be made with our current contract with the Police Dept. It sets the scale for the officers within the department as to how their pay is calculated. Are there any questions or discussion this evening? I make a motion that we move forward with Ord. No. 90 – 2019 for a vote.

COUNCIL PRESIDENT ISTNICK – Roll call.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 90 – 2019 has passed.

15. SECOND READING ORDINANCES AND RESOLUTIONS

ORDINANCE NO. 91 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement to transfer hospital equipment items from the City of Massillon to the Community Development Corporation of Massillon, Ohio (CIC), and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Yes, thank you, Madam President. It's my intention to move this forward. All we're doing is selling off part of the equipment that we had at the hospital; unless there's any questions. Seeing none, I make a motion that we waive the rule requiring three separate readings and bring Ord. No. 91 – 2019 forward for passage.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Litman. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 91 – 2019 has passed. Ord. No. 92 – 2019.

ORDINANCE NO. 92 – 2019

BY: COMMUNITY DEVELOPMENT COMMITTEE

AN ORDINANCE authorizing the Director of Public Service and Safety of the City of Massillon, Ohio, to enter into an agreement to transfer hospital medical equipment, furniture, furnishings, and other non-essential items from the City of Massillon to the Community Improvement Corporation of Massillon, Ohio (CIC), and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Manson.

COUNCILMAN MANSON – Yes, thank you, Madam President. Are there any questions? Seeing none, I make a motion that we waive the rule requiring three separate readings and bring Ord. No. 92 – 2019 forward for passage.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Litman. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 92 – 2019 has passed. Ord. No. 93 – 2019.

ORDINANCE NO. 93 – 2019

BY: FINANCE COMMITTEE

AN ORDINANCE making certain appropriations from the unappropriated balance of the 1240 Veterans Park/Duncan Plaza Improvement Fund, for the year ending December 31, 2019, and declaring an emergency.

COUNCIL PRESIDENT ISTNICK – Councilman Lewis.

COUNCILMAN LEWIS – Yes. This ordinance is just a \$5,000 appropriation to help with the current maintenance and supplies that are needed at the current Veterans Park in Duncan Plaza. Any questions or discussion this evening? Seeing none, I make a motion that we suspend the rules requiring three readings, bringing Ord. No. 93 – 2019 forward for a vote.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Starrett. Roll call for suspension.

9 yes for suspension

COUNCIL PRESIDENT ISTNICK – And for passage.

9 yes for passage

COUNCIL PRESIDENT ISTNICK – Thank you, Madam Clerk. Ord. No. 93 – 2019 has passed.

16. NEW AND MISCELLANEOUS BUSINESS

17. REMARKS OF DELEGATIONS AND CITIZENS TO MATTERS NOT ON THE AGENDA

KATHY REISER – I live at 831 Reservoir Dr. N.E., Massillon, Ohio, and when we pulled in the parking lot today on the outside wall of the building where the handicap parking signs are with wheelchairs on it and we found a parking place that is well marked and you have a beautiful cement ramp coming up to the front doors. But the doors are not handicap capable. You have double doors that are too close together and there's threshold there and I think that this is something that Council really needs to address. If you're going to advertise that this building is a handicap building, you've got to have the door to go with it. So, I'm hoping that you will talk about this. Make it an emergency; forego three readings and get on the project right away because there's probably a lot of other people in the City who would like to come to the Council meetings that are in wheelchairs, but they can't because they can't get through the doors. I'm lucky enough to have a husband that can struggle to get me through, but there are those people that may not have anybody to help them. And so, I'm asking Council to take into consideration of making this whole building handicap capable. Thank you.

COUNCIL PRESIDENT ISTNICK – Thank you, Kathy. Anyone else?

JAIMIE ANANIA – I have Sugar Mama's Sweet Shop we're converting into the Vegan Root and we have some questions about what's going on downtown. Obviously, we chose to close up and renovate now rather than wait until fall because we thought it would be a better time to take advantage of a kind of poor situation downtown. But in the meantime, we were planning on trying to reopen the end of this month; beginning of next month. And I'm kind of questioning what the time frame of the start of the actual Streetscape is going to be? And then, another issue that I would like to bring up is currently, kind of like what she was saying, we do have a lot of handicap clients. A lot of people in wheelchairs; a lot of people with walkers. The gravel holes that are in front of our establishment currently, is there going to be some type of metal plate laid down or something to make wheelchair accessibility easier for our clients who are handicapped. And then, will there be a designated handicap parking space in the public lot? Because currently we do not have handicap parking in the public lot. And again, a lot of my customers do have wheelchairs and right now we're renovating to try to make everything handicap accessible in my shop, but, it's not going help if we don't gave that on the outside streets and I guess my final question would be, who do I speak with about getting my sign for the parking space for my clients and then to have it added to the actual open to public or pedestrian. Because I'm currently not open doesn't mean that I don't plan on reopening at the end of the month and so, we do still intend on doing business downtown. Maybe just kind of taking advantage of this low point. I'm hoping that something can be done with all of those. Is there any plans for covering the sidewalk, the gravel that we know of? Can anybody answer that question?

COUNCIL PRESIDENT ISTNICK – Unfortunately Jaime, this is not a question/answer session. You may just come with concerns. But after the meeting maybe Mr. Maley or the Mayor could talk to you, one on one.

JAIME ANANIA – I would appreciate that. That would be fantastic.

COUNCIL PRESIDENT ISTNICK – Thank you, Jaime.

L.J. DELUCA – 2954 Veterans Blvd. Madam President, nice to see you and nice to see Council members and all my fellow citizens back here and ma'am, I do appreciate you and your husband coming up and bringing you here. I deal with a lot of nursing homes, I had my grandfather, to make a long story short, in a nursing home for eight and half years and we went to visit and I became friends with a lot of people. We don't have the City of Massillon handicap accessible. Totally unacceptable for handicap people. When I was walking through downtown Massillon, they had some yellow; the things that we have on the road, but the drop down there was about six feet. For an ordinary person, you're dead. For somebody in a wheelchair, you're dead twice. So, not well thought out, not well thought out at all. Some of the businesses are coming through the back of the door. This was supposed to be an Imagine Massillon plan moving forward. I went through a thing here and it was dated back 2017 when it was actually going forward and to quote here, this was in the Independent, "Imagine Massillon Downtown Project" I'm quoting here, I believe this was Dave Maley, "is a project it aims to stimulate the area to be more attractive and vibrant for people in Massillon". He goes on to say he's roll out the final plans at a public...the project aims to redevelop cripple buildings adding life and death to the area. Historic markers, they want to do something with the alleys; I don't see any of this. I've talked to a lot of business owners. I see a lot of confusion. I see confusion from the Rezzzy Fest that smells. I understand that when I used to work here in Massillon, that used to be a vibrant thing. But I don't know all the technicalities of the Rezzzy Fest, I'm not going to get into that. But we also have Duncan Plaza with problems now. Judge Eddie Elum, one time I was there and he was kind of joking, he said "You want me? Help me and get a bag to help me pick up some papers?". He takes it seriously. I don't think we need to open any kind of pocketbook for Massillon for that. I think we ought to try to look at the Massillon Police Dept. for when they didn't have brakes. You remember when they didn't have brakes in Massillon? I talked to the Massillon Police Dept.; we couldn't afford to get them brakes. We got all these projects going on. It's like a 101 to 10. Now, I remember the minutes of the Regular meeting at Massillon City Council, May 6, 2019. I wasn't here, but I did get a copy from Diane Rolland from the internet. It said, it was Bill Weaver who was attending here, and I believe in attendance was Mayor Kathy Catazaro-Perry, Safety Service Director, Barb Sylvester, David Maley was there and the Asst. Fire Chief Heck and many others. But I do remember this that Bill Weaver come up and stated about his thing and he said the reason I'm telling you this is because it's about Streetscape and this was dated way back then. Bill had a lot of concerns, May 6, 2019, and he said, "The reason I'm telling you this is because I just feel that this thing is poorly planned. I know you want to all say that it was perfectly planned, but it wasn't because the downtown businesses which should have been at the forefront of the planning were not even considered and when we brought up about the businesses and how they could be compensated or how they could be helped through this mess, we were told by the City of Massillon executives, what was told to me was that it wasn't our job to worry about it". Okay. So, you told the business owners in downtown Massillon for you to worry about it. We're at a point now, we have a lot of businesses closed up. I have walked there. I'm going to ask every City Council member that's in attendance tonight to please walk with me in downtown Massillon during this project. Bill Weaver went on to say something about that there was dust coming through all the businesses and he said, "I'll just have to put up with that". And he did say and I said this before and I'll say it again that's what the point in having a beautiful downtown if you're back to 1989 and have empty storefronts all over the place. We're going to have pretty trees, but I understand infrastructure, I understand all of it. I just think the timeline was way stretched out. It could have been planned where it was not the entire summer where everything that's downtown is designed to bring business to downtown. We're getting none of that and some of that's quote/unquote, but I added it that there. We got Duncan Plaza going on, we got Streetscape going on, we have all these other

things. I think it was great that the Mayor had this thing at the park. We got Reservoir going on. Let's turn our attention to Streetscape and get it done right. We need to put some masking tape on the pocketbook of the City of Massillon for the City Council members and for everybody else because it just isn't working. Now I know a lot of my members here and a lot of my citizens in Massillon, they don't come here and they don't speak and I know that an opinion is an opinion, but I'm hearing this from a lot of people. A couple of business owners and a couple of them are here today that its directly affecting their business and I want to say that our economic development's got to get it together. I got some new ideas I'd like to bring up to you, Dave Maley, but I don't want to get into it right now because my time is lapsing here. Glen Willow has a, I wanted to make this...I keep mentioning about the business development; about three or four times. I think it goes in one ear and out, some of them, but the new Victory Commerce Center and Diamond Business Park, it was done on speculation, it has what I call a crossed off facility. That means it comes out easy and in. Now, it was like 44,000 square feet, but if you take K-Mart out here, it's only like 140,000; I used to manage K-Mart of Rt. 62; general manager. You're doing a great job, Dave, but again, this about the 4th or 5th time, we got to get people in business development and I'd be happy to talk to you in what I've done in some of my businesses and general manager of many businesses that I've been in. Thank you.

COUNCIL PRESIDENT ISTNICK – Thank you, Mr. DeLuca. Anyone else?

GEORGE GLIBA – 222 Lake Ave., Massillon, Ohio, taxpayer. I want to follow-up on what he (DeLuca) says. This guy right here, he's not exactly right, about the businesses. Because I took some articles out of the paper. Businesses move to grow and change in Massillon. You got a business, Tremont Coffee; they moved across the street; they expanded. Jeff Doll bought that building right down the road. He's open for maybe expanding a business there. Chit Chat, I think is taking over where Tremont is. But it's coming along. And then somebody bought up the property over here at Tommy Henrich; I got it all right here from the paper. So, I don't 100% agree with this guy right here. But I do want to comment on when Imagine Massillon was launched. Now, I was here last week and I said I opposed the Mayor on that one because I've seen too many other needs here in Massillon to be launching something that's going to cost a lot of money. But since that time, that was two years ago; I've changed my mind and I'll tell you why. It's the economy. The economy is kicking. This is a perfect opportunity to invest in this city and there's 6.5 million job openings in the United States unfilled right now. So, at the time, I thought it was a gamble, but as time went on things started pulling into Massillon's favor as far as economic development and investing in the City. So, now I'm on board with everything up to this point and the last time I checked 80% of \$1.5 million dollars is \$1.2 million dollars. So, she has a disagreement with the Judge, I pulled that out of the paper too. Judge Elum had an article, somebody wrote an article in the paper the other day, I got it here. It was about Judge Elum and the Mayor having a difference about the amphitheater and the cost and everything. But you know, for \$300,000 I think we should move forward on the project and also, something to think about too, is when she got that bid, the \$1.5 million, but last week she said if we try to tweak it, we have to reapply. So, if you reapply, what are the chances the price not being the same? Prices have changed in the last couple of years. I told you, the economy is really moving along and things are costing more. So, who's to say it's going to be the same price as the last time? So, I'm just saying that I think we should move forward on this amphitheater thing and here's that Elum letter here; I got it. But that was July 9th; "Judge Elum has a better plan for Duncan Plaza". I don't necessarily agree with that because I think the citizens in Massillon need something special. We're always kicking in for the teachers. Teachers need a pay raise; the school needs money; everything's

getting passed. The income tax gets passed. So, I think with Massillon being an older community, that amphitheater should be passed as far as the expense. That could be a revenue making amphitheater because the Beatles "cover" band is playing over here at the Lincoln Saturday; I think it's Friday or Saturday. But wouldn't you rather be seeing them outside in an amphitheater with the nice weather? I would. But I do want to make a comment on the Streetscape with the construction delay. Now, the delay is costing the business owners money. Now this was brought up a couple of years ago or maybe even a year ago; it was brought up. The businesses are going to lose money during this construction and what's the City going to do? And I thought there was supposed to be a meeting because the lady from the engraving place talked to City Council. I thought they were aware of the situation down there and they were supposed to have a meeting to hash all of this out of how the City's going to compensate the businesses. So, my only suggestion is to compensate the businesses is, because there's a three-week delay, is to work double shifts. Some of the emphasis has to be on this company too. I've spoken in the past, companies coming to this City and think they can do what they want without any recourse, but that's the only thing I can think of. The business owners are losing money. If I was a business owner, I'd be really upset with this body right here because that wasn't well thought out. They're losing money; they could lose their business. So, I think with this construction delay, you ought to be talking to this construction company and saying, "Hey, maybe you need to work day and night to pick up some of this three-week time you lost". Because as far as I know, it was due to signage problems. I think I read that in the paper that there was a signage problem plus other intricate parts, but that's what I got to say. Frazier mentioned this so, I remember. I was here, about the businesses being compensated while construction was going on and I don't think it's ever been addressed. So, I'll leave it at that and I hope you vote for the amphitheater because I think it would be a great asset to the City. Thanks.

COUNCIL PRESIDENT ISTNICK – Thank you, George.

BILL WEAVER – 28 Lincoln Way E., Massillon, Ohio. My question is you, Kathy. When we met in December maybe, November even. When the City sent out the letters to the property owners instead of to the business owners, that was a mistake from the beginning. But we were called into a meeting and in that meeting we were told that the water company would begin their work in January. It didn't start until April. Then it was "Well, it's going to take a month to do the water and gas lines and then we're going to be shut down three months, consecutive. So, about four months. It's going to be seven or eight months because it shut down in April and it's not going to come back 'til probably the first of November. That's a long time, a long time. And it's much more than any of us in business ever considered. We thought it would four months. It would be a month to do the water lines and the gas lines and then it would be three months shut down to do the pavement. How do you explain why it's so screwed up that's it going to take us until; I got to quit doing this because I was on TV doing this. I think we deserve an explanation as to why it's so messed up. I don't think that it was well thought out. I don't think it was well planned. I know that the bids didn't come in. They all came in over priced and we had to rebid again and because of that, things weren't ordered from the construction company and it's all been way laid. But, it's not...we were basically sold a bill of goods back in December or November when we had that meeting and not a bit of it has come true, not a single bit. We deserve better than this. We deserve better than this from the Council and we deserve better than this from the Administration and I think we've been lied to and I think we've been deceived and I think it's been ill planned and I think that you owe us. We're the taxpayers in this town. You owe us an explanation as to why it's happening the way it is.

COUNCIL PRESIDENT ISTNICK – Thank you, Mr. Weaver. Is there anyone else?

JACK MOORE – 1739 Amherst Rd., Massillon, Ohio. I pretty much want to revisit the amphitheater pavilion. My question is, everybody's talking about the revenue it's going to generate, I don't see how. Basically, you're going to have the same bands that you have now. If you want to, as everybody is saying, we can bring in bigger names. How are we going to pay them? If you want to get your average "one hit wonder", \$20,000. You want to bring in, say, Terry Clark with a couple of hits; you're looking at \$50,000 for that show and that does not include your insurance, that's not including your safety services, your trash. So, I just want to see, and as far as renting the pavilion, nobody's going to rent it. There's no access to charge admission to it. There's not enough room. You want to book \$10,000 entertainment, how are you going to charge people to make money; is my concern. Now, even as far as the space, I've gone down a couple of times and walked the area; I cannot see the room for a pavilion that will hold enough people there to pay for the entertainment. So, that's just things I'd like to be considered before any votes are done. Thank you.

COUNCIL PRESIDENT ISTNICK – Thank you, Jack. Anyone else?

18. ADJOURNMENT

COUNCILWOMAN STARRETT – I make a motion that we adjourn.

COUNCIL PRESIDENT ISTNICK – Seconded by Councilwoman Creamer. Meeting adjourned.

DIANE ROLLAND, COUNCIL CLERK

CLAUDETTE ISTNICK, PRESIDENT